



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

MERRIMACK COUNTY BOARD OF
COMMISSIONERS (CORRECTIONS):

Complainant

v.

STATE EMPLOYEES ASSOCIATION:
OF NEW HAMPSHIRE, SEIU,
LOCAL 1984

Respondent

CASE NO. S-0327:8

DECISION NO. 95-122

MOTION APPEALING DECISION OF HEARING OFFICER

The Board, meeting at its offices in Concord, New Hampshire, on December 12, 1995, took the following actions:

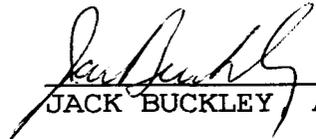
1. It reviewed the County's motion appealing the decision of the hearing officer filed on November 3, 1995 and the Association's request for denial of motion of appeal filed on November 17, 1995.
2. It examined the County's unfair labor practice (ULP) complaint filed May 23, 1995 and the Association's answer filed June 6, 1995 noting, in particular, that the County's ULP complaint was that the Association "improperly attempt[ed] to invoke arbitration" which was a breach of contract in violation of RSA 273-A:5 II (f).
3. It reviewed the decision (Decision No. 95-91) of the hearing officer in this matter dated October 4, 1995, noting, again, that the decision was confined to the arbitrability issue raised in these proceedings, directed only that the parties proceed to arbitration

as contemplated by Article XVIII of the parties' collective bargaining agreement, and provided no disposition as to the merits of the dispute which were not part of the ULP complaint which was filed.

4. It AFFIRMED the foregoing decision of the hearing officer, including the directive that the parties proceed to arbitration, and DENIED the motion appealing the decision of the hearing officer.

So ordered

Signed this 20th day of December, 1995.



JACK BUCKLEY, Alternate Chairman

By unanimous vote. Alternate Chairman Jack Buckley presiding.
Members E. Vincent Hall and Richard W. Roulx present and voting.